

Amendment No. 1 to SB0935

Gresham  
Signature of Sponsor

**AMEND Senate Bill No. 935\***

**House Bill No. 1076**

by deleting all language after the enacting clause and substituting instead:

SECTION 1. Tennessee Code Annotated, Section 49-7-207(a), is amended by deleting the subsection in its entirety and substituting instead the following:

(a)

(1) There is created, under the auspices of the Tennessee higher education commission (THEC), a committee on postsecondary educational institutions, which shall have responsibility for oversight and regulation of institutions pursuant to part 20 of this chapter. The committee shall be composed of the executive director of the Tennessee higher education commission and ten (10) persons appointed as follows:

(A) The governor shall appoint one (1) member representative of an organization or department of state government specifically serving veterans, and one (1) member representative of an organization or department of state government with an interest in labor and workforce development, neither of whom shall have an association or relationship with institutions subject to the committee's supervision and oversight. The governor shall also appoint one (1) member who is a private citizen involved in the field of higher education, but who has no association or relationship with institutions subject to the committee's supervision and oversight;

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(B) The speaker of the senate shall appoint one (1) member who is employed for purposes of instruction or administration by, or holds an ownership interest in, a regionally accredited institution subject to the committee's supervision and oversight; one (1) member who is employed for purposes of instruction or administration by, or holds an ownership interest in, a nationally accredited degree-granting institution subject to the committee's supervision and oversight and one (1) member who is employed for purposes of instruction or administration by, or holds an ownership interest in, a religiously accredited institution subject to the committee's supervision and oversight;

(C) The speaker of the house of representatives shall appoint one (1) member who is employed for purposes of instruction or administration by, or holds an ownership interest in, a regionally accredited institution subject to the committee's supervision and oversight; one (1) member representative of a community- or business-based organization who has an interest in postsecondary education or workforce development, but who has no association or relationship with institutions subject to the committee's supervision and oversight; and one (1) member who is employed for purposes of instruction or administration by, or holds an ownership interest in, a nationally accredited institution subject to the committee's supervision and oversight; and

(D) In addition to the executive director of the Tennessee higher education commission, who serves as a permanent member of the committee and whose term does not expire, the commission shall appoint one (1) member who is employed for purposes of instruction or administration by, or holds an ownership interest in, a nonaccredited institution subject to the committee's supervision and oversight.

(2) All members appointed to the committee shall be citizens of this state.

SECTION 2. Tennessee Code Annotated, Section 49-7-207(b), is amended by deleting the subsection in its entirety and substituting instead the following:

(b)

(1) The entire membership of the committee as composed on December 31, 2015, shall be vacated on January 1, 2016, and new members shall be appointed in accordance with subsection (a).

(2) In order to stagger the terms of the newly appointed committee members, initial appointments shall be made as follows:

(A) Each of the appointing authorities shall make an initial appointment for a term of one (1) year, which shall expire on December 31, 2016;

(B) The governor, the speaker of the house of representatives, and the speaker of the senate shall each make an initial appointment for a term of two (2) years, which shall expire on December 31, 2017; and

(C) The governor shall make two (2) initial appointments, and the speaker of the house of representatives and the speaker of the senate shall each make an initial appointment for a term of three (3) years, which shall expire on December 31, 2018.

(3) Following the expiration of members' initial terms as prescribed in (b)(2), all terms shall be three-year terms, beginning on January 1 and terminating on December 31, three (3) years thereafter.

(4) A member shall serve until the expiration of the term to which the member was appointed or until a successor is appointed.

(5) A vacancy occurring other than by the expiration of a term shall be filled in the same manner as the original appointment but for the unexpired term only.

(6) Members shall be eligible for reappointment to the commission following the expiration of their terms, but shall serve no more than two (2) consecutive three-year terms.

SECTION 3. Tennessee Code Annotated, Section 49-7-207(c), is amended by deleting the subsection in its entirety and substituting instead the following:

(c) The newly formed committee shall hold its first meeting prior to April 1, 2016, at the call of the executive director of THEC. At the first regular meeting each year, the members of the committee shall elect a chair and other officers as it deems necessary for (1) year. The committee may from time to time promulgate bylaws or other rules of procedure that are proper to effectively discharging its duties, including the time and frequency of its regular meetings. Special meetings of the committee may be convened at the call of the chair.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.